

Message Text

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ORIGIN ORM-02

INFO OCT-01 EUR-12 EA-09 ISO-00 DHA-02 VO-03 SCA-01 INSE-00

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DRAFTED BY D/HA/ORM:SCLOWMAN:DS

APPROVED BY D/HA:JLCARLIN

VO:AANTIPPAS

INS:SISENSTEIN

D/HA:CPAPPAS

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R 100036Z JAN 76

FM SECSTATE WASHDC

TO AMEMBASSY BANGKOK

INFO AMCONSUL HONG KONG

AMEMBASSY PARIS

AMCONSUL FRANKFURT

AMEMBASSY ROME

AMEMBASSY BERN

UNCLAS STATE 006090

E.O. 11652: N/A

TAGS: SREF

SUBJECT: PAROLE FOR INDOCHINESE REFUGEES - CONDITIONAL
ENTRY

REF: (A) BANGKOK 29395; (B) PARIS 6371(NOTAL)

1. INDOCHINESE REFUGEES NOW IN THAILAND AND WHO ARE NOT
CONSIDERED FIRMLY RESETTLED MIGHT INDEED QUALIFY FOR P-7
CONDITIONAL ENTRY INTO THE UNITED STATES AS "REFUGEES FROM
COMMUNIST OR COMMUNIST DOMINATED COUNTRY". HONG KONG IS
PRESENTLY PROCESSING SOME INDOCHINESE REFUGEES UNDER CON-
DITIONAL ENTRY AND PARIS INTENDS TO DIRECT SUCH REFUGEES
TO VOLAGS FOR PROCESSING UNDER CONDITIONAL ENTRY BY INS
FRANKFURT.

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2. AS POST POINTS OUT, THIS IS PRESENTLY OF NO PRACTICAL VALUE TO REFUGEES IN THAILAND SINCE THERE IS NO INS P-7 PROGRAM AT YOUR LOCATION. TO ESTABLISH SUCH A PROGRAM, A STATEMENT BY THE SECRETARY OF STATE IS NECESSARY WHICH DECLARES THAT A REFUGEE SITUATION EXISTS IN THAILAND REQUIRING THE ESTABLISHMENT OF A CONDITIONAL ENTRY PROGRAM. ALSO REQUIRED IS THE AGREEMENT OF INS AND THE AGREEMENT OF THE ASYLUM COUNTRY TO ISSUE DOCUMENTATION READMITTING SUCH

REFUGEES FOR THE TWO YEAR CONDITIONAL PERIOD BEFORE THEY BECOME PERMANENT RESIDENTS OF U.S.

3. WE HAVE, IN FACT, CONSIDERED RECOMMENDING SUCH AN ACTION IN AN EFFORT TO MEET SOME OF THE URGENT REQUIREMENTS FOR THE MOVEMENT OF INDOCHINESE REFUGEES OUT OF THAILAND. A PARTIAL PROBLEM WITH SUCH A SOLUTION LIES IN THE LIMITED NUMBER OF CONDITIONAL ENTRY SPACES AVAILABLE (10,200 ANNUALLY OF WHICH 50 PERCENT CAN BE USED FOR ADJUSTMENT OF STATUS IN THE U.S.). OTHER NATIONALITIES ALREADY USE UP THESE NUMBERS EVERY YEAR. AN EVEN MORE SERIOUS DIFFICULTY IS THE FACT THAT THE ADMINISTRATION OF THE CONDITIONAL ENTRY PROGRAM ALLOWS FOR THE APPLICATION OF NO INTERNAL PRIORITIES. THUS, APPLICANTS WHO WERE BONAFIDE REFUGEES AND NOT RESETTLED IN THAILAND WOULD HAVE TO BE TAKEN IN THE ORDER OF THEIR APPLICATION AT THE EMBASSY AND IT WOULD NOT BE POSSIBLE TO SELECT FOR SUCH A PROGRAM, FROM AMONG THE ESTIMATED 80,000 INDOCHINESE REFUGEES IN THAILAND, THOSE CASES WHICH PRESENT THE MOST COMPELLING HUMANITARIAN CONSIDERATIONS OR WHICH INVOLVE SPECIAL RELATIONSHIPS OR TIES WITH THE UNITED STATES.

4. IT IS PRIMARILY FOR THIS REASON THAT WE HAVE CONCLUDED THAT THE CONDITIONAL ENTRY PROGRAM IS INAPPROPRIATE FOR USE IN THAILAND AT THIS TIME. AT SOME FUTURE DATE WHEN THE GREAT BULK OF THE REFUGEE POPULATION IN THAILAND CAN PROPERLY BE SAID TO BE FIRMLY RESETTLED, IT MIGHT BECOME APPROPRIATE TO CONSIDER ONCE AGAIN THE INVITATION OF SUCH A PROGRAM AT EMBASSY BANGKOK.

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5. FOR PARIS: WE BELIEVE COURSE OUTLINED REF B APPROPRIATE THOUGH POST SHOULD ASSURE THAT REFUGEES ENTERING FRANCE FOR PERMANENT RESETTLEMENT THERE ARE NOT PROCESSED FOR ENTRY INTO THE UNITED STATES UNDER CONDITIONAL ENTRY. KISSINGER

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: REFUGEE RESETTLEMENT, POLICIES, PROGRAMS (PROJECTS)
Control Number: n/a
Copy: SINGLE
Draft Date: 10 JAN 1976
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1976STATE006090
Document Source: CORE
Document Unique ID: 00
Drafter: SCLOWMAN:DS
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D760009-1131
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1976/newtext/t19760169/aaaacisf.tel
Line Count: 112
Locator: TEXT ON-LINE, ON MICROFILM
Office: ORIGIN ORM
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators: n/a
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: 75 BANGKOK 29395
Review Action: RELEASED, APPROVED
Review Authority: castelsl
Review Comment: n/a
Review Content Flags:
Review Date: 07 JUL 2004
Review Event:
Review Exemptions: n/a
Review History: RELEASED <07 JUL 2004 by barnescd>; APPROVED <12 AUG 2004 by castelsl>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
04 MAY 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: PAROLE FOR INDOCHINESE REFUGEES - CONDITIONAL ENTRY
TAGS: SREF, TH
To: BANGKOK
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006